

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF PENNSYLVANIA**

**WILLIAM HARRISON ALSTON,  
Plaintiff**

**V.**

**DEBRA FORSYTH, et al.,  
Defendants.**

**C.A. No. 05-168 ERIE  
District Judge McLaughlin  
Magistrate Judge Baxter**

## ORDER

\_\_\_\_\_ On April 10, 2006, Plaintiff filed a motion to appoint counsel [Document # 8]; however, an Order dismissing this case was entered by District Judge Sean J. McLaughlin on August 15, 2005, and this case has been closed.

AND NOW, this 26<sup>th</sup> day of April, 2006;

IT IS HEREBY ORDERED that Plaintiff's motion to appoint counsel [Document # 8] is DISMISSED as moot.

IT IS FURTHER ORDERED that the parties are allowed ten (10) days from this date to appeal this order to a district judge pursuant to Local Rule 72.1.3 B. Failure to appeal within ten (10) days may constitute waiver of the right to appeal.

S/Susan Paradise Baxter  
SUSAN PARADISE BAXTER  
Chief U.S. Magistrate Judge